

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

ANGELA ELIZABETH SAWYER, Individually as §  
Surviving Spouse of TERRY LEE SAWYER, §  
as Heir of TERRY LEE SAWYER, as §  
Representative of the Heirs of TERRY LEE §  
SAWYER, and as Representative of the Estate §  
of TERRY LEE SAWYER, Deceased; and §  
CARTER LEE SAWYER, DILLON LEE SAWYER §  
and MEAGAN ELIZABETH SAWYER, Individually §  
as Surviving Adult Children of §  
TERRY LEE SAWYER, Deceased §  
§  
V. §  
§  
UNITED PARCEL SERVICE, INC. §

CIVIL NO. 5:17-cv-1101

DEFENDANT, UNITED PARCEL SERVICE, INC.'S NOTICE OF REMOVAL

TO THE HONORABLE JUDGE OF THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF TEXAS:

Pursuant to 28 U.S.C. §§ 1332 and 1441(a), Defendant, **UNITED PARCEL SERVICE, INC.**, hereby removes this action to the United States District Court for the Western District of Texas from the 438th Judicial District Court of Bexar County, Texas, stating as follows:

1. Plaintiffs, **ANGELA ELIZABETH SAWYER, Individually as Surviving Spouse of TERRY LEE SAWYER, as Heir of TERRY LEE SAWYER, as Representative of the Heirs of TERRY LEE SAWYER, and as Representative of the Estate of TERRY LEE SAWYER, Deceased; and CARTER LEE SAWYER, DILLON LEE SAWYER and MEAGAN ELIZABETH SAWYER, Individually as Surviving Adult Children of TERRY LEE SAWYER, Deceased**, commenced this action in the 438th Judicial District Court of Bexar County, Texas, where it was given Cause No. 2017-CI-20184. This action is between citizens of different states. Plaintiffs are residents of Texas.

Defendant, United Parcel Services, Inc. is a Delaware Corporation. Further, Plaintiff claims damages for serious personal injury and is seeking damages of \$1,000,000. Accordingly, this Court has original jurisdiction under 28 U.S.C. § 1332.

2. Defendant, United Parcel Services, Inc. received Plaintiff's Application for Temporary Restraining Order without Notice and Temporary Injunction on October 26, 2017, so this removal is timely under 28 U.S.C. § 1446(b).

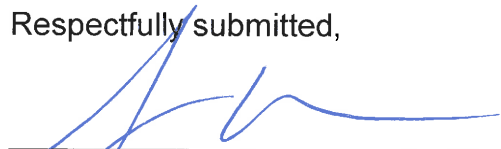
3. A copy of all process, pleadings, and orders served upon Defendant is attached as Exhibit A.

4. Defendant has provided written notice of this Notice of Removal to all adverse parties and has filed a copy with the Clerk of the 438th Judicial District Court of Bexar County, Texas.

5. Defendant United Parcel Services, Inc., consent to the removal.

**Dated: October 30, 2017**

Respectfully submitted,



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LARRY D. WARREN  
State Bar No. 20888450  
**ATTORNEYS FOR DEFENDANT  
UNITED PARCEL SERVICE, INC.**

OF COUNSEL:

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**CERTIFICATE OF SERVICE**

I hereby certify that on the **30<sup>th</sup> day of October 2017**, the foregoing was filed with the Clerk of Court using the CM/ECF system, and was served on counsel ***via facsimile***:

Jorge A. Herrera  
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**ATTORNEYS FOR PLAINTIFF**



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LARRY D. WARREN